

Docket No.

0198XX

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SELF-SERVICE CHECKOUT SYSTEM UTILIZING PORTABLE COMMUNICATIONS TERMINAL

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on May 29, 1996 as United States Application No. or PCT International Application Number 08/654,961 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

| | |
|--------------------------|---------------|
| _____ | _____ |
| (Application Serial No.) | (Filing Date) |
| _____ | _____ |
| (Application Serial No.) | (Filing Date) |
| _____ | _____ |
| (Application Serial No.) | (Filing Date) |

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

| | | |
|--------------------------|-----------------|--------------------------------|
| 08/440,089 | May 12, 1995 | Pending |
| _____ | _____ | _____ |
| (Application Serial No.) | (Filing Date) | (Status) |
| | | (patented, pending, abandoned) |
| 08/111,531 | August 25, 1993 | Abandoned |
| _____ | _____ | _____ |
| (Application Serial No.) | (Filing Date) | (Status) |
| | | (patented, pending, abandoned) |
| _____ | _____ | _____ |
| (Application Serial No.) | (Filing Date) | (Status) |
| | | (patented, pending, abandoned) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Mauro Premutico 33,994

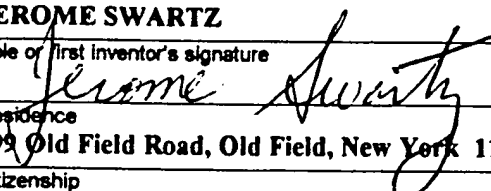
Daniel R. McGlynn 26,570

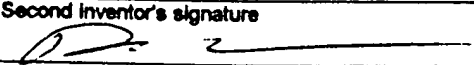
Send Correspondence to:

Mauro Premutico
Symbol Technologies, Inc.
One Symbol Plaza, Mail Stop A-6, Holtsville, NY 11742-1300

Direct Telephone Calls to: *(name and telephone number)*

Mauro Premutico 516-738-5719

| | |
|---|-----------------|
| Full name of sole or first inventor JEROME SWARTZ | |
| Sole or first inventor's signature  | Date 3/22/96 |
| Residence 199 Old Field Road, Old Field, New York 11733 | |
| Citizenship U.S.A. | |
| Post Office Address Same | |
| | |

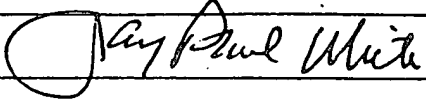
| | |
|---|-----------------|
| Full name of second inventor, if any RON GOLDMAN | |
| Second inventor's signature  | Date 8/22/96 |
| Residence 1138 Roxbury Drive, Westbury, New York 11590 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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|---|-----------------|
| Full name of third inventor, if any THOMAS ROSLAK | |
| Third inventor's signature <i>Thomas Roslak</i> | Date 8/19/96 |
| Residence 34 Andy's Lane, Eastport, New York 11941 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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| Full name of fourth inventor, if any GARY SERBIN | |
| Fourth inventor's signature <i>Gary Serbin</i> | Date 8/7/96 |
| Residence 2509 Malibu Road, Bellmore, New York 11710 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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| Full name of fifth inventor, if any ANTHONY R. BARKUME | |
| Fifth inventor's signature <i>Anthony R. Barkume</i> | Date 8/12/96 |
| Residence 20 Gateway Lane, Manorville, New York 11949 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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|---|----------------|
| Full name of sixth inventor, if any MIKLOS STERN | |
| Sixth inventor's signature <i>Miklos Stern</i> | Date 8/7/96 |
| Residence 138-31 Jewel Avenue, Apt. 2D, Flushing, New York 11367 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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| Full name of seventh inventor, if any JAY P. WHITE | |
| Seventh inventor's signature  | Date 8-7-96 |
| Residence Box 459, Bohemia, New York 11716 | |
| Citizenship U. S. A. | |
| Post Office Address Same | |
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| Full name of eighth inventor, if any | |
| Eighth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
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| Full name of ninth inventor, if any | |
| Ninth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
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| Full name of tenth inventor, if any | |
| Tenth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
| | |

Record and Return to:

Symbol Technologies, Inc.
One Symbol Plaza
Holtsville, New York 11742-1300

Att.: Legal Department

ASSIGNMENT

WHEREAS, JEROME SWARTZ, a citizen of the United States of America, residing at 199 Old Field Road, Old Field, New York 11733, RON GOLDMAN, a citizen of the United States of America, residing at 1138 Roxbury Drive, Westbury, New York 11590, THOMAS ROSLAK, a citizen of the United States of America, residing at 34 Andy's Lane, Eastport, New York 11941, GARY SERBIN, a citizen of the United States of America, residing at 2509 Malibu Road, Bellmore, New York 11710, ANTHONY R. BARKUME, a citizen of the United States of America, residing at 20 Gateway Lane, Manorville, New York 11949, MIKLOS STERN, a citizen of the United States of America, residing at 138-31 Jewel Avenue, Apt. 2D, Flushing, New York 11367, and JAY P. WHITE, a citizen of the United States of America, residing at Box 459, Bohemia, New York 11716, hereinafter called "ASSIGNORS", represent that they are the inventors of a new and original invention for SELF-SERVICE CHECKOUT SYSTEM UTILIZING PORTABLE COMMUNICATIONS TERMINAL for which an application for Letters Patent of the United States of America was filed on May 29, 1996 and granted Serial No. 08/654,961; and

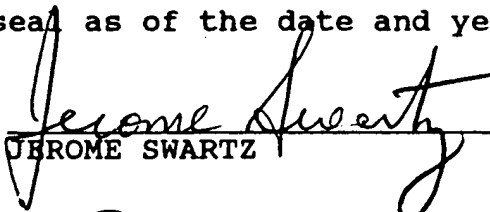
WHEREAS, SYMBOL TECHNOLOGIES, INC., hereinafter called "ASSIGNEE", a corporation organized and existing under the laws of the State of Delaware and having an office for the transaction of business at One Symbol Plaza, Holtsville, NY 11742-1300, desires to acquire the entire right, title and interest in and to said application, and in and to said invention described and claimed in said application, and in and to any Letters Patent which may be obtained upon said application for said invention therein contained.


NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in them hand paid, and of other good and valuable consideration, the receipt of all of which is hereby acknowledged, the said ASSIGNORS have sold, assigned and transferred, and do hereby sell, assign and transfer unto the said ASSIGNEE, its successors and assigns, the entire right, title and interest in and to said application and any continuations or continuations-in-part thereof, and in and to any Letters Patent which may be obtained thereon or thereafter in the United States of America and all foreign countries, and in and to any reissues or extensions of any Letters Patent which may be granted for said invention, and in and to any improvements, additions to, or modifications of said invention, which the said

ASSIGNORS may acquire by invention or otherwise, the same to be held and enjoyed by the said ASSIGNEE for its own use and benefit, and for the use and benefit of its successors and assigns, to the full end of the term for which said Letters Patent or any reissues or extensions thereof may be granted, as fully and as entirely as the same might be held by said ASSIGNORS had this sale not been made, and the said ASSIGNORS hereby represent and warrant that they have not executed and will not execute any instrument inconsistent with the rights granted herein, and they hereby bind themselves and their heirs, executors, administrators and legal representatives to execute any and all papers and instruments and to do any and all acts which may be necessary or required by the said ASSIGNEE, in order to carry into full force and effect this sale, assignment and transfer, and the said ASSIGNORS further represent and warrant that they hereby bind themselves and their heirs, executors, administrators and legal representatives to communicate at any time, upon request to the said ASSIGNEE, its successors and assigns any facts relating to the said invention and the history thereof known to them or to their heirs, executors, administrators and legal representatives, and that they will testify as to the same in any interference to obtain or any other litigation to enforce the patent or patents which may be granted for said invention when requested to do so by the said ASSIGNEE, its successors or assigns.

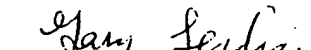
The said ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue any Letters Patent which may be granted for said invention to the said ASSIGNEE as the assignee of the entire right, title and interest therein.

IN WITNESS WHEREOF, the said ASSIGNORS have hereunto set their hands and affixed their seal as of the date and year first below written.


JEROME SWARTZ


RON GOLDMAN


THOMAS ROSLAK


GARY SERBIN


ANTHONY R. BARKUME

Miklos Stern
MIKLOS STERN

Jay Paul White
JAY P. WHITE

STATE OF NEW YORK)
COUNTY OF SUFFOLK) ss.:

On this 22nd day of August, 1996, before me personally came JEROME SWARTZ to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

PATRICIA A. KALL
NOTARY PUBLIC, State of New York
No. 4768645
Qualified in Suffolk County
Term Expires Oct 31 1996

Patricia A. Kall
Notary Public

STATE OF NEW YORK)
COUNTY OF SUFFOLK) ss.:

On this 22nd day of August, 1996, before me personally came RON GOLDMAN to me known and known to me to be the individual named in and who executed the foregoing instrument, and she duly acknowledged to me that she executed the same.

PATRICIA A. KALL
NOTARY PUBLIC, State of New York
No. 4768645
Qualified in Suffolk County
Term Expires Oct 31 1996

Patricia A. Kall
Notary Public

STATE OF NEW YORK)
COUNTY OF SUFFOLK) ss.:

On this 13th day of August, 1996, before me personally came THOMAS ROSLAK to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

Mercedes Desiderio
Notary Public

MERCEDES DESIDERIO
NOTARY PUBLIC, State of New York
No. 4914267
Qualified in Suffolk County
Certified in New York County
Commission Expires Dec. 7, 1997

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On this 7th day of August, 1996, befor me personally came GARY SERBIN to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

PATRICIA A. KALL
NOTARY PUBLIC, State of New York
No. 4768645
Qualified in Suffolk County
Term Expires Oct 31 1996

Patricia A. Kall
Notary Public

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On this 20th day of August, 1996, before me p rsonally came ANTHONY R. BARKUME to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

PATRICIA A. KALL
NOTARY PUBLIC, State of New York
No. 4768645
Qualified in Suffolk County
Term Expires Oct 31 1996

Patricia A. Kall
Notary Public

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On this 8th day of August, 1996, before me personally came MIKLOS STERN to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

Daniel R. McGivern
Notary Public, State of New York
No. 24 4846478
Qualified in Kings County
Commission Expires February 6, 1997

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On this 7th day of August, 1996, before me personally came JAY P. WHITE to me known and known to me to be the individual named in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the sam .

PATRICIA A. KALL
NOTARY PUBLIC, State of New York
No. 4768645
Qualified in Suffolk County
Term Expires Oct 31 1996

Patricia A. Kall
Notary Public